

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: NATIONAL FOOTBALL LEAGUE  
PLAYERS' CONCUSSION INJURY  
LITIGATION

Kevin Turner and Shawn Wooden, *on behalf  
of themselves and others similarly situated,*

Plaintiffs,

v.

National Football League and NFL  
Properties LLC, successor-in-interest to NFL  
Properties, Inc.,

Defendants.

THIS DOCUMENT RELATES TO:  
ALL ACTIONS

**No. 2:12-md-02323-AB**

**MDL No. 2323**

**Hon. Anita B. Brody**

**DECLARATION OF JAMES T. CAPRETZ IN RESPONSE TO THE  
COURT'S ORDER DATED MARCH 28, 2018 REGARDING THE  
ATTORNEYS' FEES QUALIFIED SETTLEMENT FUND**

James T. Capretz declares, pursuant to 28 U.S.C. § 1746, based upon his personal knowledge, information and belief, the following:

1. I am the principal of Capretz & Associates and licensed to practice law before all the courts of the State of California, including the United States District Courts.
2. The matters stated herein are personally known to me, and if called as a witness in the above case, I could so testify.
3. Capretz & Associates ("C&A") currently represents Settlement Class Members, Preston and Katherine Jones.

4. C&A is seeking payment from the Attorneys' Fees Qualified Settlement Fund for improvements made to the Settlement for NFL Europe League Players.<sup>1</sup>

5. Mr. and Mrs. Jones have registered for Settlement benefits but have not yet applied for a Monetary Award, received a Monetary Award or been told they will receive a Monetary Award.

6. Mr. and Mrs. Jones have not entered agreements to assign their rights to a Monetary Award ("Assignments").

7. C&A is not obligated to pay or forward any portion of a Monetary Award received by Mr. or Mrs. Jones to any third-party litigation funder.

8. C&A has played no role in creating, promoting or facilitating Assignments or obligations as referenced by this Court's March 28, 2018 Order.

9. Neither C&A nor any of its attorneys, including myself, has any direct or indirect association with any third-party litigation funders used by Settlement Class Members.

10. C&A does not have any documents to submit responsive to this Court's March 28, 2018 Order.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 25<sup>th</sup> day of April 2018, at Newport Beach, California.

CAPRETZ & ASSOCIATES

/s/ James T. Capretz

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<sup>1</sup> Petition of Objectors Preston and Katherine Jones for Award of Attorneys' Fees for Successful Efforts to Improve the Settlement for NFL Europe League Players (ECF No. 7364).